

**CERTIFIED COPY OF THE RESOLUTION OF THE BOARD OF EDUCATION OF
CAMDEN FAIRVIEW SCHOOL DISTRICT NO. 16 OF OUACHITA COUNTY
ADOPTED AT THE BOARD'S SPECIAL MEETING OF
APRIL 23, 2013**

WHEREAS, the Board of Education of Camden Fairview School District ("Camden Fairview School Board" and "CFSD") met in special session on April 23, 2013, at 6:30 p.m. at Garrison Auditorium, in Camden, Arkansas; and,

WHEREAS, on April 16, 2013, Governor Mike Beebe signed into law Act 1227, the Public School Choice Act of 2013 ("Act 1227"), which was duly passed by the Arkansas General Assembly; and,

WHEREAS, Act 1227 establishes a public school choice program that would allow students who are residents of CFSD to apply for a school choice transfer to a non-resident district; and,

WHEREAS, Ark. Code Ann. § 6-18-1906(b)(1) (to be codified as set forth in Act 1227) provides that "[a] school district annually may declare an exemption under this section if the school district is subject to a desegregation order or mandate of a federal court or agency remedying the effects of past racial segregation"; and,

WHEREAS, CFSD is subject to a desegregation order or mandate of a federal court or agency remedying the effects of past racial segregation; and,

WHEREAS, Camden, Arkansas historically operated racially dual school systems that segregated black and non-black students and was desegregated in the early 1970s by closing the black school(s) and merging their enrollment with the white students; and,

WHEREAS, the federal court or agency orders include the original directive from the *United States Supreme Court in Brown v. Board of Education of Topeka, Kansas* (1954), and its progeny, that maintenance of racially dual public schools was unconstitutional and directing that racially segregated schools be dismantled; and the 1969 mandate from the federal department of Health, Education, and Welfare to the same effect; and the various orders entered over the years in *Milton, et al. v. Huckabee, et al.*, United States District Court, Western District of Arkansas, El Dorado Division, Case No. 88-1142, and *Lancaster, et al. v. Guess, et al.*, United States District Court, Western District of Arkansas, El Dorado Division, Case No. 09-CV-1056; and,

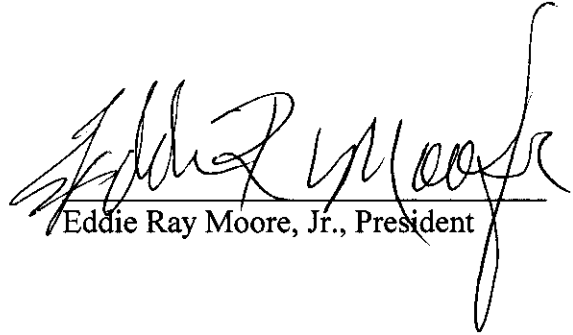
WHEREAS, CFSD desires to declare an exemption from Act 1227 of 2013, the Public School Choice Act of 2013 until April 1, 2014 on the basis of the aforementioned federal court cases and orders, and agency mandates; and,

WHEREAS, the Camden Fairview School Board understands that this exemption is irrevocable for one year from the date the Department of Education is notified of the declaration of exemption.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the Camden Fairview School District, by a vote of U to 0, hereby declares that CFSD is exempt from the provisions of Act 1227, the Public School Choice Act of 2013 for the school year 2013-14.

The Superintendent is directed to immediately notify the Arkansas State Department of Education of this declaration of exemption.

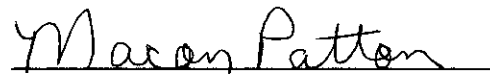
Dated this 23rd day of April, 2013.



Eddie Ray Moore, Jr., President

CERTIFICATION

I, Macon Patton, Secretary of the Board of Education of Camden Fairview School District No. 16 of Ouachita County, Arkansas, hereby certify that the above and foregoing resolution was considered and adopted by said board at a special session on April 23, 2013.



Macon Patton, Secretary